

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

ROBERT TOWNSEND,

Petitioner,

Case Number: 04-74846

v.

DOUGLAS VASBINDER,

Respondent.

**ORDER DENYING WITHOUT PREJUDICE PETITIONER'S
"SECOND MOTION FOR APPOINTMENT OF COUNSEL"**

Petitioner Robert Townsend has filed a *pro se* petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254, alleging that he is incarcerated in violation of his constitutional rights. Before the court is Petitioner's "Second Motion for Appointment of Counsel."

Petitioner previously filed a Motion for Appointment of Counsel, which the court denied without prejudice. (See 2/8/05 Order.) For the reasons set forth in that order, the court DENIES Petitioner's "Second Motion for Appointment of Counsel" [Dkt. # 17]. The court may appoint counsel at a later date if it determines that the interests of justice require the appointment of counsel.

SO ORDERED.

S/Robert H. Cleland

ROBERT H. CLELAND
UNITED STATES DISTRICT JUDGE

Dated: August 24, 2006

I hereby certify that a copy of the foregoing document was mailed to counsel of record on this date, August 24, 2006, by electronic and/or ordinary mail.

S/Lisa Wagner
Case Manager and Deputy Clerk
(313) 234-5522